

STATE MS.-DESOTO CO.

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LIS PENDENS NOTICE

After Recording, Please Return To:
LaSheka T. Payne, Esq.
Morris, Schneider & Prior, L.L.C.
1587 Northeast Expressway
Atlanta, GA 30329.

MISSISSIPPI
DESOTO COUNTY

IN THE CHANCERY COURT
03 -12 2040

BANK ONE, N.A.,)	
)	
Plaintiff,)	
)	
v.)	LIS PENDENS NOTICE
)	
TEDDY MARTIN and LISA LYNN)	
WOODS MARTIN,)	
)	
Defendants.)	

LIS PENDENS NOTICE

Notice is hereby given that the above styled action was filed on December 19, 2003, in the office of the Chancery Clerk and Master of the Chancery Court of DeSoto County, Mississippi.

Relief is sought against real property commonly known as 7666 Cherry Valley Boulevard, South Haven, Mississippi 38671, and being more particularly described as follows (hereinafter referred to as the "Property"):

LOT 2673, SECTION M IN SECTION M IN SOUTHAVEN WEST SUBDIVISION, IN SECTION 27, TOWNSHIP 1 SOUTH, RANGE 8 WEST, CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI, AS SHOWN ON PLAT OF RECORD IN PLAT BOOK 4, PAGE 52 AND 53 IN THE CHANCERY CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

BEING THE SAME PROPERTY CONVEYED TO CEBA W. WOODS AND WIFE, OLENE V. WOODS, AS TENANTS BY THE ENTIRETY WILL FULL RIGHTS OF SURVIVORSHIP AND NOT AS TENANTS IN COMMON, BY WARRANTY DEED DATED MAY 9, 1991 FILED FOR RECORD MAY 13, 1991 AS BOOK 235, PAGE 176 IN THE CHANCERY CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI. CEBA W. WOODS, SR. DIED INTESTATE IN DESOTO COUNTY, MISSISSIPPI ON OR ABOUT JANUARY 9, 1994, SURVIVED BY HIS WIFE, OLENE V. WOODS. OLENE V. WOODS DIED TESTATE AND HER WILL WAS RECORDED AT BOOK 235, PAGE 176 ON JANUARY 10, 2001, IN THE CHANCERY CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI, LEAVING SUBJECT PROPERTY TO HER DAUGHTER, LISA LYNN WOODS MARTIN.

The relief sought against the Property is described as follows:

WHEREFORE, Plaintiff prays as follows:

- (a) This Court enter an Order reforming the Deed of Trust by adding PRIORITY TRUSTEE SERVICES OF MISSISSIPPI, L.L.C. as Trustee and allowing the Plaintiff to exercise its rights under the terms of the reformed Deed of Trust, including but not limited to foreclosure pursuant to the power of sale contained therein;
- (b) The Court issue a judgment declaring Defendants defaulted and remain in default under the terms of this Note and Deed of Trust by failing to make scheduled monthly payments of principal and interest;

- (c) The Court issue a judgment declaring Plaintiff is entitled to non-judicially foreclose on this Property pursuant to the terms of its Deed of Trust;
- (d) The Court issue a judgment declaring such a foreclosure on the Property would be pursuant to the terms of this Deed of Trust and therefore is a proper remedy;
- (e) The Court issue a judgment declaring the Plaintiff is entitled to proceed with the aforesaid foreclosure once the original Deed of Trust is reformed; and
- (f) Directing judgment against the Borrowers and in favor of Bank One in the principal amount of \$59,109.29 due under the Note, plus interest due through December 8, 2003, in the amount of \$8,626.23, plus all interest which has accrued upon the principal amount up to the date of entry of judgment, plus the amount of \$2,308.73 for all other charges due and owing;
- (g) Directing judgment against the Borrowers and in favor of Bank One in the amount of \$277.25 for collection costs and attorney's fees;
- (h) Making an award of attorney's fees and court costs to Bank One; and

(i) The Court grant such other and further relief as it
deems just and proper.

This 22 day of June, 2004.

MORRIS, SCHNEIDER & PRIOR, L.L.C.

By: LaSheka T. Payne
LaSheka T. Payne
Miss. Bar No.: 100859
Attorney for Plaintiff

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STATE OF GEORGIA

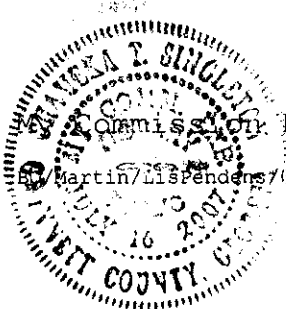
COUNTY OF GWINNETT

PERSONALLY APPEARED before me, the undersigned authority in
and for said County and State, within my jurisdiction, the
within named LaSheka T. Payne, who acknowledged that she is
Attorney for Plaintiff of Bank One, N.A., and that the facts
contained in the Lis Pendens are true and correct to the best of
her knowledge, information and belief.

Witness my hand and official seal, this the 22nd day of June,
2004.

(Official Seal)

Shameka F. Singleton
Notary Public



Commission Expires: July 16, 2007

BO/Martin/LisPendens/0300298MS/A0974557